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John A. Raimondo, being duly sworn deposes and says that deponent is a person not less than 18 years of age and is not a party to the above-entitled action; and that on April 16<sup>th</sup>, 2008, deponent personally served two (2) copies of the summons and complaint filed in the above-matter upon defendant John Twomey at his personal residence located at 29 Springer Avenue in the City of Yonkers, by personal in-hand delivery (1 summons and complaint in his personal capacity and one in his official capacity.

JOHN A. RAIMONDO

Sworn to before me this 2nd day of

May 2008

Notary Public

MANUEL J. MACHADO Notary Public, State of New York 02MA6074642 Qualified in Westchester County Commission expires May 20, 2010